

Woodfin Law Offices, PLLC

157 Nina Lane . Williamsburg, VA 23188
Ph: 757-559-1505 office@woodfinlaw-va.com

October 19, 2016

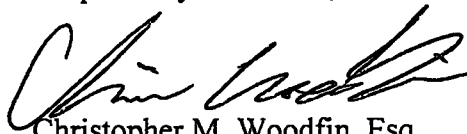
Office of General Counsel
Federal Election Commission
999 East Street, N.W.
Washington, D.C. 20463

RE: MUR #7143

Counselor:

The Tom Garrett for Congress Campaign (C00607101) and Garrett for Virginia Senate, by counsel, hereby submit the enclosed joint response to Complaint MUR #7143.

Respectfully submitted,



Christopher M. Woodfin, Esq.
Attorney for Complainant
Virginia State Bar #84629

17044421374

**BEFORE THE
FEDERAL ELECTION COMMISSION**

**William C. Love, Jr.
P.O. Box 4870
Charlottesville, VA 22905,**

Complainant

MUR # 1743

**Mr. Thomas A. Garrett, Jr.
P.O. Box 396
Richmond, VA 23218**

**Tom Garrett for Congress
Christopher Woodfin, Treasurer
P.O. Box 209
Ruckersville, VA 22968**

**Garrett for Virginia Senate
3868 Paynes Pond Rd.
Scottsville, Va 24590**

Respondents,

RESPONSE

Comes now, through counsel, Tom Garrett for Congress (C00607101), Thomas A. Garrett, Jr. and Garrett for Virginia Senate, to respond to the allegations alleged in the above referenced complaint.

FACTS

1. The Tom Garrett for Congress Committee is registered with the FEC, mailing address P.O. Box 209, Ruckersville, VA 22968, and listed as the affiliated Committee for Thomas Alexander Garrett (hereinafter referred to as the "candidate").

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2. The candidate is duly filed with the Fifth District Committee running for the Republican nomination for Congress in the Fifth Congressional District of the Commonwealth of Virginia.
 3. The candidate is currently a Virginia State Senator from the 22nd District of the Commonwealth of Virginia
 4. Garrett for Virginia Senate ("Senate account") is an authorized state campaign committee for the candidate's Senate campaign.
 5. Singletree Media, LLC ("Singletree") is a website design and e-marketing firm based in Lynchburg, Virginia.
 6. The complaint alleges that the candidate, the Tom Garrett for Congress Committee (Christopher M. Woodfin, Treasurer) and the Garrett for Virginia Senate Committee, violated 11 C.F.R. §§300.60-61 of the Act, specifically that the campaign paid for website design and development from Singletree using state campaign funds which were not disclosed as a campaign expense pursuant to FEC guidelines and regulations.
 7. On or about January 4, 2016 Singletree sent an invoice to Tom Garrett for Congress for website design. (Exhibit A)
 8. Singletree has done work for the Garrett for Virginia Senate committee in the past, so receiving the bill was not out of the question.
 9. When the invoice arrived, the Senate committee mistakenly paid the bill thinking it was part of its normal operating procedures for Garrett for Virginia Senate.
 10. It wasn't until late August, 2016 when the campaign was contacted about a potentially incorrect expenditure by the Senate account.
 11. After an investigation, when it was verified that the Senate account had unknowingly paid for the construction of the congressional website, Woodfin

immediately contacted the Reports Analysis Division of the Federal Election Commission to ask how to rectify the situation.

12. The analyst agreed that the best way to rectify the situation was to immediately reimburse the Senate account for the expense (Exhibit B).
13. The payment, with the appropriate Memo item, can be found on the October 15, 2016 report (Exhibit C).
14. The Federal Election Campaign Act of 1971, as amended ("the Act") was put in place to discourage individuals and campaigns from hiding funds used to pay for campaign materials from the public and provide full disclosure. It was not put into effect to penalize a campaign for making a simple and honest mistake, and rectifying the mistake as soon as it was made aware.
15. All expenses of the campaign, including the January 4 payment to Singletree Media, are reported on the proper report, pursuant to the discovery of the error and the conversation between Woodfin and the Reports Analysis Division of the Federal Election Commission.

WHEREFORE, the Respondents request the Federal Election Commission to dismiss the complaint MUR #7143.

Respectfully submitted,



Christopher M. Woodfin, Esq.
Counsel For Respondents (VSB #84629)
157 Nina Lane
Williamsburg, VA 23188

Commonwealth of Virginia)

County/City of HENRICO)

On this, the 20TH day of OCTOBER, 2016, before me a notary public,
CHRISTOPHER M. WOODFILL personally appeared, known to me (or satisfactorily
proven) to be the person whose name is subscribed to the instrument, and
acknowledged that he executed the same for the purposes therein contained.

In witness hereof, I hereunto set my hand and official seal.

D. Tyler Hawks
Notary Public

Expires: 5/31/2018



17044421378

A



P.O. Box 4743, LYNCHBURG, VA 24502
434-534-1584

Bill To: Tom Garrett for Congress
P.O. Box 209
Ruckersville, VA 33968
(434) 944-7770

Ship To: Same

Customer ID:

Invoice Date	Order No.	Sales Rep.	Terms	Tax ID
01/04/16	-	Michael	Upon receipt	

Quantity	Item	Description	Date of Work	Taxable	Unit Price	Total
1	job	Website creation	01/04/16	no	\$1495.00	\$1495.00

Subtotal:	\$1495.00
Tax:	0
Shipping:	0
Miscellaneous:	0
Balance Due:	\$1495.00

1704442-1709

B

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Reimbursement Form

Candidate: Garrett

District: Va-5

Requestor: Garrett for Virginia Senate

Total: \$1,495.00

Itemized List (Please attach receipts)

Paid to:	Purpose	Amount
Singletree media, LLC	Website - pd. by mistake	1495.00

1088
68-545614-9872
EST 1992

8/30/16

TOM GARRETT FOR CONGRESS
P.O. BOX 205
RICHMOND, VA 23288

DATE

FOR DEPOSIT ONLY
ON DEPOSIT

Garrett for Virginia Senate \$1495.00

One thousand four hundred ninety-five DOLLARS

FOR REIMBURSEMENT - pd. by request

Signature: Chris Woodfin

Approved by: Chris Woodfin

Paid on: 8/30/2016

Check #: _____

**SCHEDULE B (FEC Form 3)
ITEMIZED DISBURSEMENTS**

Use
for:
Det

C

13	15a	15b
25	25c	25

se of soliciting contributions
from such committee.

Any information copied from such Reports and Statements may not be used for commercial purposes, other than using the name and address of any person.

NAME OF COMMITTEE (do not)

TOM GARRETT FOR CONGRESS

Full Name (Last, First, Middle Initial)

A. Frankie Rowland's Steakhouse

Mailing Address: 104 S. Jefferson Street

City
Roanoke

State
VA

Zip Code
24011

Purpose of Disbursement:
Event Expense - Volunteers

Candidate Name

Category/
Type

Office Sought: ☐ House
☐ Senate
☐ President
State: District:

Disbursement For: 2016
☐ Primary ☒ General
☐ Other (specify) ☐ Convention

Date of Disbursement

MM / DD / YYYY
07 / 27 / 2016

FEC Identification Number

C

Amount of Each Disbursement this Period

244.48

Transaction ID: SB17.8359

Memo Item

Full Name (Last, First, Middle Initial)

B. Garrett for Virginia Senate

Mailing Address: 3868 Paynes Pond Road

City
Scottsville

State
VA

Zip Code
24590

Purpose of Disbursement:
Reimbursed - Mistake paid by State Senate Campaign Account

Candidate Name

Category/
Type

Office Sought: ☐ House
☐ Senate
☐ President
State: District:

Disbursement For: 2016
☐ Primary ☐ General
☒ Other (specify) ☐ Convention

Date of Disbursement

MM / DD / YYYY
08 / 30 / 2016

FEC Identification Number

C

Amount of Each Disbursement this Period

1495.00

Transaction ID: SB17.9596

Memo Item

Full Name (Last, First, Middle Initial)

C. SingleTree Media

Mailing Address: 204 Pennsylvania Avenue

City
Lynchburg

State
VA

Zip Code
24502

Purpose of Disbursement:
Website design - mistakenly paid by State Senate Campaign

Candidate Name

Category/
Type

Office Sought: ☐ House
☐ Senate
☐ President
State: District:

Disbursement For: 2016
☐ Primary ☐ General
☒ Other (specify) ☐ Convention

Date of Disbursement

MM / DD / YYYY
08 / 04 / 2016

FEC Identification Number

C

Amount of Each Disbursement this Period

1495.00

Transaction ID: SB17.9596.9

☒ Memo Item

SUBTOTAL of Disbursements This Page (optional)

1739.48

TOTAL This Period (last page this line number only)

1-001-2444-001